3 February 1972

MEMORANDUM FOR THE RECORD

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SUBJECT: Conversation with J. Sourwine, Chief Counsel, Senate Internal Security Subcommittee

1. In the absence of Mr. Cary from the office, I took a call
from Jay Sourwine who wanted to know the status of the review of the
transcript involving explaining that he was being
pushed hard on this. I told him the review was being conducted by
our General Counsel, Mr. Houston, but that as a result of a death
in the family, Mr. Houston had been out of the office for the past
several days and was expected back tomorrow or Monday. <u>It was</u>
agreed we would call Sourwine not later than Monday on at least the
status of the review.

- 2. During the course of the conversation, Sourwine made the following points:
 - a. The polling of the Subcommittee to lift the injunction of secrecy on the transcript is primarily to permit access to journalists in connection with the President's upcoming trip to China and somewhat as a reaction to recent testimony before the Senate Foreign Relations Committee and the recent publication of material on the same subject taken before that Committee 20 years ago.
 - b. There is nothing in the transcript that would embarrass any current or living former employee of CIA.

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2. Mr. Sourwine, of the staff of the Senate Judiciary
Committee, called to state that they would like to have returned
to them the copy of the transcript of the case which they
loaned to CIA, and the transmittal of which they had authorized
to the Department of State. Mr. Sourwine stated that he felt
there was still outstanding a request from the Senate Internal
Security Subcommittee to CIA for an edited copy of the test which
could be published if necessary. He stated that he did not envisage
any current publication but that the request should be answered in
some form. I have discussed this matter with
the Deputy Security Officer, who has been designated by the Director
as the man to cooperate with the Department of State in reviewing
the hearing file in the case in order to assist the State Department
which is considering releasing at least some portion of the over-
all hearing in the case.
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a fishing expedition to attempt to ascertain when the decision in the case might be expected.

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3. I have informed Mr. Sourwine, Counsel to the Senate Internal Security Subcommittee, that we know of no valuable information secured from the Roumanian Embassy which was recently siezed in Switzerland by a group of dissidents despite newspaper reports to the contrary.

Mr. Sourwine also raised with me, on an informal basis, the question as to whether there would be any use in forwarding to us for a third time the Top Secret record in the case with the request that we indicate those portions or it which could not be publicly released. Mr. Sourwine stated that in his opinion, while nothing was stirring on the record at present, it would be better if he had a marked copy, should the question of publication arise again, and thus be able to show the Committee that publication of the record would virtually be meaningless. In Mr. Kirkpatrick's opinion we should not accede to this request because we testified on a Top Secret basis and the record should so remain although we have been under continual pressure to release all or portions of it.

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